

NOTICE OF RULE ADOPTION-FINAL RULE
STATE OF MISSISSIPPI
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Public Employees' Retirement System
c/o Denise Mounger
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Jackson, Mississippi 39201

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Specific Legal Authority authorizing the promulgation of
Rule: MCA Section 25-11-15(6)

Reference to Rules repealed, amended or suspended by the
Proposed Rule: Regulation 37

Date Rule Proposed: **August 25, 2009**

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

Action was taken by the Legislature during the 2009 Legislative Session to clarify that students participating in a paid internship program with a state agency under which they are paid while completing undergraduate or graduate level coursework on a full time basis are not eligible for participation in PERS pursuant to Miss. Code Ann. § 25-11-105 II (b). Similar language is proposed for Regulation 37. The proposed effective date of the clarification was April 15, 2009, the effective date of the legislation.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☐ An oral proceeding was held on this rule:

Date:

Time:

Place:

☒ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentation made in any oral proceedings, and

☐ This rule as adopted is without variance from the proposed rule.

☒ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule. See attached letter.

☐ The rule as adopted differs from the proposed rule. The differences however are:
Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and
The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: April 15, 2009


Signature and Title of Person Submitting Rule for Filing


SAS FORM APA 002
Effective Date 07/29/2005